



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Application of)

Larry V. Kaster, et al.)

Serial No. 09/100,516)

Filed: June 19, 1998)

For: PLANTS AND THEIR)
PREPARATION)

Group Art Unit: 1638

Examiner: Gary Benzion, Ph.D.

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RESPONSE TO RESTRICTION REQUIREMENT AND AMENDMENT UNDER

37 C.F.R. § 1.111

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

In the matter of the above-identified application for United States Letters Patent and in response to the Office Action mailed July 5, 2000, kindly enter the following amendments, under 37 C.F.R. § 1.111 and consider the following remarks relative to examination of the present application.

AMENDMENTS

In the Claims:

1. (amended) A method of producing a plant which shows resistance to a herbicide, said method comprising:

- (i) applying said herbicide to a population of herbicide resistant plants at an advanced vegetative state before flowering[.]; wherein during flowering pollen from said plants fertilizes female plant parts; and

05/15/2000 11:00 AM

01 FC:102
02 FC:103